

MINUTES

277th Meeting Contractors' Registration and Licensing Board January 9, 2013

(A) The meeting was called to order by the Chairman, Felix Carlone, at 12:41 PM.

(B) Approval of the agenda and order of business was accepted on a motion by Mr. Eric Wishart and seconded by Mr. Arthur Salisbury.

(C) The minutes of the 276th meeting were approved by Mr. Arthur Salisbury and seconded by Mr. David Caldwell.

Introduction: The Board had a new member last month, Mr. Michael J. Fox who was introduced to those members who were not in attendance last month.

(D) Court Case Update: No update this month but will be provided at next meeting.

(E) Review of Pending Issues with the Building Officials Association:

1.) The Building Officials were not represented at this meeting due to training; however should be able to report next month.

(F) Consideration of Cases on Appeal and Oral Argument:

APPEALS and MOTIONS:

1.) 12:40 PM, Claim #7033, Farrell vs. Thomas, Request by Respondent to act on REVOKED Registration #2308 for reinstatement. Paul Brunetti, one of the Board members recused himself from hearing this matter and filed a statement of conflict of interest with the Ethics Commission. Attorney Michael Pisaturo represented Charles Thomas Builders and presented his case to the Board. After much discussion and many concerns by some board members a motion was made by Felix Carlone to conditionally reinstate the registration for a period of four months as long as the contractor caught up with the payments that were supposed to have been made on the agreement the parties entered into to resolve the claim. Not receiving a second, the motion failed to carry and was dropped. After further discussion and listening to the Attorney Pisaturo present his rebuttal, the Vice-Chairman made a motion to conditionally reinstate his registration for a six month period with the condition that monthly reports are provided regarding Charles Thomas Builders Company and payments required to be made, with a notarized statement. Motion was seconded by Mr. Eric Wishart and passed, with one member, William Nash opposing.

EXPUNGEMENTS:

1.) 1:00 PM, Request by Bill Baldwin, Baldwin Homes, LLC., Registration #185, for expungement of violation #8539 #1, insurance violation, from the record. Mr. Baldwin, put forth his request to the Board members. Mr. Ladouceur, put on the record that he as well as other board members were members of the Builders Association which Mr. Baldwin was also a member, but in taking action on this item they could be fair and just in rendering a judgment. After reviewing the record a motion was made by Felix Carlone and seconded by Steve Carlino to expunge this insurance violation. Motion was called by the chair and carried unanimously.

(G) Report of the Executive Director and Staff:

(1) Statistics Report: 1/9/2013

Registrations:

Number of Registered Contractors	11267
Number of Cards Surrendered	6041
Number of Cards Expired/Lapsed	16889
Number of Cards Invalidated	1311
Number of Cards Suspended	510
Number of Cards Revoked	103

Registration Actions

12/12/2012-1/9/2013

Number of New Registered Contractors

57

Number of Renewed Contractors	11210		
Number of Cards Surrendered	18		
Registrations Invalidated	51	Registrations Suspended	4
Registrations Revoked	0		

Claims:

Administrative Appeals	8		
Board Appeals	2		
Address Traces			74
Awaiting Further Action	31		

	Court		
	616		
Disposed		6472	
Final Orders	51		
Hearings	40		
Out of State Services	18	Proposed Orders	120
Under Investigation			106

Total Claims Filed with the Board	7538
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Number of New Claims Processed	8
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12/12/2012-1/9/2013

Violations:

Action Against Registration 33

Advertising 3

Non-Registered Subcontractors

22

Cancelled Insurance

1222

Notice of Hearing 4

Non-Registered Contractor

845

TOTAL RECORDS

2127

Number of New Violations 70

12/12/2012-1/9/2013

Lapsed Registrations/Never Re-Newed:

January 2012

62

February 2012

56

March 2012

98

April 2012

139

May 2012

128

June	2012
130	
July	2012
121	
August	2012
112	
September	2012
116	
October	2012
84	
November	2012
91	
December	2012
101	

Month	# Tickets Issued
Fines	
January	0
\$00.00	
February	1
\$50.00	
March	2
\$200.00	
April	0
\$000.00	

May	0
\$00.00	
June	3
\$550.00	
July	1
\$250	
August	11
\$2,750.00	
September	11
\$4,100.00	
October	9
\$2,450.00	
November	10
\$2,000.00	
December	5
\$1,600.00	

Commercial Roofers:

Number of New Registered Contractors	0	
Number of Renewed Roofer Contractors	138	
Number of Cards Surrendered	20	
Number of Expired/Lapsed	61 Registrations Invalidated	1
Registrations Suspended	0	
Registrations Revoked	0	

(H) Old Business:

(1.) Review of regulations, laws and standards, established by sub-committee,

report of committees and progress. No meetings have been held on this matter but have made some progress. New attorney will be working with executive director to get the regulations formulated for committee review and it was decided that each month we will spend some time reviewing the changes and try to have completed package ready for public hearing by July 1, 2013.

(I) New Business:

(1.) Budget: New RFP to purchase two new card machines is now ready to put out to bid.

(2.) Computer Software Program Update on Progress (DBR), CAVU; Board

has been proceeding and making progress. Projected date because of data

transfers will be much later than expected in that we are in phase III. This

may not be finalized until April 2014 but working on trying to get this

resolved sooner.

(3) The Board was advised that interviews have been scheduled

for the

position of Sr. State Building Official.

**(4.) Legislation; Home Inspector legislation may be re-submitted
for this**

**years session; Paul Brunetti is working on getting this put
forth with**

Robert Cardoza and others.

**(5.) Request for Proposal: The Board will have to develop a new
RFP to seek**

**testing companies to provide the RICRLB with an avenue to test
Home**

**Inspectors, Commercial Roofers and Well Drillers. Well Drillers
are now**

under the Boards jurisdiction as of January 1, 2013.

**(6.) Request by Vice-Chairman to develop system to
show fines assessed, and**

**paid and if payment plan is still being worked on and
should be ready**

soon.

**(7.) Board made a request that in addition to the
suspension list being**

**provided to the Building Officials, add pending
warrants.**

**(8.) Board also was informed by the Board's Executive
Director of the Open**

Meeting Seminar attended; and members asked if

arrangements could be

made to establish a meeting for the Board with the Attorney who presented and the Ethics Board representative in the future.

(J) Public Comment: Letter from Conant Electrical Contracting regarding the need to have renewal notices notarized. Matter was discussed and will be reviewed further by legal counsel.

(K) Announcements: The next Board meeting is scheduled for Wednesday February 13, 2013 at 12:30 PM Conference Room “A”, 2nd Floor, One Capitol Hill, Providence, Rhode Island.

(L) Adjournment: A motion was made by Mr. Dave Caldwell and seconded by Mr. Arthur Salisbury, to adjourn at 2:15 PM.

Members Present: William Nash, David Caldwell, Martin Ezeama, Edgar

**Ladouceur, Michael Fox, Arthur Salisbury,
Steve Carlino,
Eric Wishart, Ronald Caniglia, Paul Brunetti,
Felix Carlone and
Robert Cardoza.**

Members Absent: J.L. Brillion, William Geddes and Tom Furey.

**Others Present: George Whalen (Executive Director), Ariele Yaffee
(Attorney
Generals Office, legal counsel), parties for
appeal and
expungements and staff.**

Respectfully Submitted,

**George W. Whalen
Executive Director
Rhode Island Contractors' Registration and Licensing Board**